Attorney Docket No. 207596

Client Reference No. E-200-1998/0-US-02

Date: May 4, 2004

In re Application of: Erickson et al.

Application No. Filed:

09/720,276

March 7, 2001 For:

FITNESS ASSAY AND ASS ATED METHODS

Mail Stop

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response to an office action in the subject application.

- Small entity status is claimed for this application under 37 CFR 1.27.
- Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- 🛛 Other: Declaration Under 37 C.F.R. § 1.132 of Dr. Hiroaki Mitsuya; Curriculum Vitae of Dr. Hiroaki Mitsuya; copy of Koh et al, Antimicrob. Agents Chemother., 47, 3123-3129 (2003), copy of Yoshimura et al., J. Virol., 76, 1349-1358 (2002), copy of Arasteh et al., 10th CROI, Feb. 10-14 (2003); copies of the Combined Declaration and Power of Attorney filed on March 7, 2001 and returned Postcard therefor; copies of the IDS filed on March 23, 2001, references AJ, AK, AQ-AT, AV-BG, BI-BK, and BM-BX submitted therewith, and returned Postcard therefor.
- Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

	•				SMALL ENTITY		OTHER THAN A SMALL ENTITY		
TIME EXTENSION PETITION FEE			three-month		\$ 0.00		\$950.00		
		subtract time extension fee previously paid		none		(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDIT. CLAIM FEE	RATE	ADDIT. CLAIM FEE	
TOTAL	31	Minus	66	=0	x 9=	\$0.00	x 18=	\$0.00	
INDEPENDENT	2	Minus	4	=0	x 43=	\$0.00	x 86=	\$0.00	
FIRST PRESENTATION OF MULTIPLE CLAIM					+ 145=	\$	+ 290=	\$	
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TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$950.00	

The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted, LEYDIG, VQIT & MAYER, LTD.

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By:

Kenneth P. Spina, Reg. No. 43,927

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Amendment or ROA Transmittali (Rêvised 10/1/03)